

§ 57.2507

Secretary may from time to time announce in the FEDERAL REGISTER special factors relating to national needs.

(c) *Grant awards.* (1) The Secretary will determine the amount of any award on the basis of his or her estimate on the sum necessary for the cost (including both direct and indirect costs) of the project.

(2) All grant awards shall be in writing and shall set forth the amount of funds granted and the period for which the funds will be available for obligation by the grantee.

(3) Neither the approval of any project nor the award of any grant shall commit or obligate the United States in any way to make any additional, supplemental, continuation, or other award with respect to any approved project or portion thereof. For continuation support, grantees must make separate application annually in a form and at the time that the Secretary may require.

(d) *Noncompeting continuation awards.* Within the limits of funds available for this purpose, the Secretary may make a grant award for an additional budget period for any previously approved project on the basis of an application and those progress and accounting records which may be required. If the Secretary finds that the project's activities during the current budget period justify continued support of the project for an additional budget period, and the Secretary decides to continue support, the amount of the grant award will be determined in accordance with paragraph (c)(1) of this section. If the Secretary decides not to continue support for an additional budget period, he or she will notify the grantee in writing before the end of the current budget period. The Secretary may provide financial support for the orderly phase-out of the supported project, if he or she determines that this support is necessary.

[43 FR 43416, Sept. 25, 1978, as amended at 52 FR 27347, July 21, 1987; 52 FR 28511, July 30, 1987; 53 FR 14792, Apr. 26, 1988; 61 FR 6127, Feb. 16, 1996]

§ 57.2507 Grant payments.

The Secretary will from time to time make payments to the grantee of all or a portion of any grant award, either by

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way of reimbursement for expenses incurred in the budget period, or in advance for expenses to be incurred, to the extent he or she determines these payments necessary to promote prompt initiation and advancement of the approved project.

[43 FR 43416, Sept. 25, 1978]

§ 57.2508 Expenditure of grant funds.

(a) Any funds granted under this subpart as well as other funds to be used in performance of the approved project shall be expended solely for carrying out the approved project in accordance with section 821 of the Act, the regulations of this subpart, the terms and conditions of the award, except that funds shall not be expended for sectarian instruction or for any religious purpose.

(b) Any balance of federally obligated grant funds remaining unobligated by the grantee at the end of a budget period may be carried forward provided specific approval is granted by the Secretary. If at any time during a budget period it becomes apparent to the Secretary that the amount of Federal funds awarded and available to the grantee for that period, including any unobligated balance carried forward from prior periods, exceeds the grantee's needs for the period, the Secretary may adjust the amounts awarded by withdrawing the excess. A budget period is an interval of time (usually 12 months) into which the project period is divided for funding and reporting purposes.

[43 FR 43416, Sept. 25, 1978, as amended at 52 FR 27347, July 21, 1987; 57 FR 45742, Oct. 5, 1992]

§ 57.2509 What additional Department regulations apply to grantees?

Several other regulations apply to grants under this subpart. These include, but are not limited to:

42 CFR part 50, subpart D—Public Health Service Grant Appeals Procedure.

45 CFR part 16—Procedures of the Departmental Grant Appeals Board.

45 CFR part 46—Protection of Human Subjects.

45 CFR part 74—Administration of Grants.

45 CFR part 75—Informal Grant Appeals Procedures.

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45 CFR part 76—Governmentwide Debarment and Suspension (nonprocurement) and Governmentwide Requirements for Drug-Free Workplace (Grants)

45 CFR part 80—Nondiscrimination Under Programs Receiving Federal Assistance Through the Department of Health and Human Services Effectuation of title VI of the Civil Rights Act of 1964.

45 CFR part 81—Practice and Procedure for Hearings Under part 80 of this title.

45 CFR part 83—Regulation for the Administration and Enforcement of Section 794 and 855 of the Public Health Service Act.

45 CFR part 84—Nondiscrimination on the Basis of Handicap in Programs and Activities Receiving or Benefiting From Federal Financial Assistance.

45 CFR part 86—Nondiscrimination on the Basis of Sex in Education Programs and Activities Receiving or Benefiting From Federal Financial Assistance.

45 CFR part 91—Nondiscrimination on the Basis of Age in HHS Programs or Activities Receiving Federal Financial Assistance.

45 CFR part 93—New restrictions on lobbying.

[52 FR 27347, July 21, 1987, as amended at 57 FR 45742, Oct. 5, 1992; 61 FR 6127, Feb. 16, 1996]

§ 57.2510 Additional conditions.

The Secretary may with respect to any grant award impose additional conditions prior to or at the time of any award when in his or her judgment such conditions are necessary to assure or protect advancement of the approved project, the interests of the public health, or the conservation of grant funds.

[43 FR 43416, Sept. 25, 1978. Redesignated at 52 FR 27347, July 21, 1987]

Subparts AA-BB [Reserved]

Subpart CC—Scholarships for Students of Exceptional Financial Need

AUTHORITY: Sec. 215 of the Public Health Service Act, 58 Stat. 690, as amended, 63 Stat. 35 (42 U.S.C. 216); sec. 758 of the Public Health Service Act, 90 Stat. 2289, as amended by 102 Stat. 3126-3127 (42 U.S.C. 294z); renumbered as sec. 736, as amended by Pub. L. 102-408, 106 Stat. 2022 (42 U.S.C. 293).

SOURCE: 45 FR 40583, June 16, 1980, unless otherwise noted.

§ 57.2801 To what programs do these regulations apply?

These regulations apply to grants under section 736 of the Public Health Service Act (42 U.S.C. 293) for scholarships for full-time students of exceptional financial need.

[45 FR 40583, June 16, 1980, as amended at 57 FR 45742, Oct. 5, 1992; 61 FR 6127, Feb. 16, 1996]

§ 57.2802 Definitions.

Act means the Public Health Service Act, as amended.

Full-time student means a student enrolled in a school and pursuing a course of study which constitutes a full-time academic workload, as determined by the school, leading to a degree from a health professions school, as specified in section 799(1)(A) of the Act.

Health professions school or *school* means, for this subpart, a public or private nonprofit school of medicine, osteopathic medicine, dentistry, optometry, podiatric medicine, pharmacy, or veterinary medicine providing a course of study, or a portion thereof, as defined in section 799(1)(A) of the Act and as accredited in section 799(1)(E) of the Act.

National of the United States means (1) a citizen of the United States, or (2) a person who, though not a citizen of the United States, owes permanent allegiance to the United States, as defined in the Immigration and Nationality Act, at 8 U.S.C. 1101(a)(22).

Secretary means the Secretary of Health and Human Services and any other officer or employee of the Department to whom the authority involved has been delegated.

State means, in addition to the several States, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, the Virgin Islands, Guam, American Samoa, the Republic of Palau, the Republic of the Marshall Islands, and the Federated States of Micronesia.

[45 FR 40583, June 16, 1980, as amended at 57 FR 45742, Oct. 5, 1992; 61 FR 6127, Feb. 16, 1996]